P 74-99

G. R. S. IX-5]

Previous references. (1897-98)

~~191~~

(L.R.)

File No. 62-97

Serial Nos. 1-7

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-7

31 ~~Part~~ B for July 1899

Appeal of C. V. Narayan Rao against the Deputy Commr's order prohibiting the grant of lands in Doddaballapur —

W D 1250—GPB—30,000 28-1-19

Indexed.

Libraille

(1) Resp Rs. Dist Supdt's office

(2) Re page-letter by Commissr

of 31-7-97 which are en-

-closed to petr in Collector's

Endl No. 2017-8-97

1/11/97

Petr the pet & produce

the Commr's order d. 15/1/97

rejecting the pet. appl. as

& to explain the delay of 3 years & 9 months

3/11/97 in filing the appeal.

Endt,

Bln

8/11

20 8 97 & 9 97 Explanation due

10-11-97

1) Stamp & appeal

2) Is time & the petr

Mark the order of the

Commr d 15/1/94 was

communicated when &

ans's endt d 7/8/97

3) Appeal against Commr's

order rejecting petr's

appeal & Is land near the

Dodbele Rly Station on the

ground that it lies within 2½

a mile from the Rly Stn

4) Not according to law

= Petr's Statement is wrong

the land are not contemplated

& taken up by Rly Dept

Sub Divl Officer

Kolar

Dodbele

Lands

1-12-97

My 3/12/97

LR 62-97-1

1897 (1)

1067

Name of Petitioner: H. Narayanappa s/o Munidasappa

Village: Dodballe

Taluk:

District: Kolar

Date of Arzi: 18-10-97

Date of Receipt: 27-10-97

Date of Disposal:

No. of Enclosure: 4 (four)

ABSTRACT.

Petn states that he
owns some lands
in the Dodballe vill
which were granted
him after the pro-
-cedure of the Govt. Circular
prohibiting the grant
of lands within half-a-
mile from any Rly Stn
but the said lands were
granted before with the
consent of the Superintendent

that he applied for some other land adjoining to his own which is necessary for the cultivation of the latter carried on unmolested that the Govt refused on the strength of the above circular - that the intention of the Govt being that the Govt authorities may require the land within the prohibited area, he is willing to give up the land now applied for for the use of the Govt authorities whenever they require and that is why he petitioned the Govt to obtain the permission of Govt for the same - that he would have got it if he had applied before when he got the lands he possesses.

Prays that as he has to relinquish his own land if the land now applied for a fresh order may be issued conditions with the Govt

Enc 1 is the Encl
from the Amildar
of Velanna forla
rejecting his appl
for the land as
* under the direction
of the D/Comr's order
dated 31-7-97 declining
to interfere with his
application as it
was rejected by the
former D/Comr dated
15-1-94

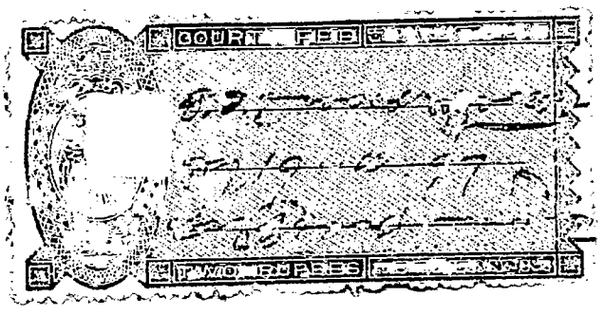
Enc 2 Extract from
the D/Comr to the Asst
Calling for the reference
stating that the Ry Authority
had no objection to the
grant of the land

Enc 3. Petition to the D/
Comr and order
thereon that the records
have been called for
from the Amildar

Enc 4. is the report
Encl from the D/Comr
to say that the application
has been sent to the Amildar
Velanna for

Byphosphate
27-10-97
Issued to Mysore office

No. 1067



MYSORE
PETITION DE
RGD. NO. 1067
DATE 27-10-97

To,

The Secretary
Revenue and General Department
Mysore Government
Bangalore.

Sir,

I beg to bring to your notice that I hold some lands in the village of Nelamangala Taluk, Bangalore District adjoining my lands there is some Government lands, which I applied for purpose of cultivation. Under the orders of the Deputy Commissioner, Bangalore, the Amildar of Nelamangala has declined to give me the land applied for, on the ground that it is situated within half a mile from the Rail Way Station. I beg to enclose his endorsement for

for land general.

The lands I now occupy are within half a mile from the Bulawayo Railway Station and are quite to me after the Government Ordinance prohibiting the grant of lands for purposes of cultivation was promulgated in the year 1894. This was done after reference to the Rail Way Authorities, who said that they did not require it for their purposes.

The land I now occupy was given me and the same block with my name and if I had applied for it originally when I applied for mine, I have already got, I should have got it without any difficulty. I did not want it then as the assessment although it was rather high but I now find that it is indispensable and without it, I cannot profitably cultivate my

my own lands

therefore applied to the Agent
Commissioner, more than a year ago,
to obtain the permission of the Govern-
ment and give me this land but he
has been to direct the Surveyor
to give me the enclosement viz, that
the land cannot be given as it is
situated within half a mile of the
Rail Way Station.

When I applied for the land, I
well knew that it was within the pro-
hibited area and therefore wrote that
permission of the Government may be
obtained to give it to me.

I believe the object of the circular
prohibiting the grant of lands within
half a mile of any Rail Way Stations
is that when the Rail Way Authorities
require them for their use, there may
be no difficulty to transfer the same to
them

them.

The land I want, will never be required by the said Rly authorities and if ever they require it, I am willing to relinquish it without any Compensation.

I therefore beg you will kindly get and furnish the whole correspondence from the Delhi Commissioner Bungalow and submit the same for orders of Government and Retain for me the land in question.

I beg to remain
Sir,
Your most obedient servant.

Sujat Goldsmith
Acting Assistant Surgeon

18th October, 1871.
Fatehabad. —

References 24-11-97

1067-97 put up.

MJR 26/11/97

submitted BK 27-11-97

(2) 189

No. 1316

Name of Petitioner C. V. Narayana Rao

Village Hirehalli

Taluk Tiptur

District Tumkur

Date of Arzi 18-11-97

Date of Receipt 20-11-97

Date of Disposal

No. of Enclosure nil

see order on pet dt 20-11-97

MJR 3/12/97

✓ Letter sent with records & enclosures

9/12/97

BK 10/12/97

MJR 11/12/97

9/12/97 S.R.A.

13/12/97

LR 62-97-2

ABSTRACT

With reference to this office Cust No. 1067 dated 24.11.97, begs to submit that the order dated 18.1.94 regarding his darkast required to be enforced, & praying that he may be favoured with a copy of the proceedings of the Bangalore Dy Commr's Office, and that he received final orders regarding his darkast with despatch and hence that he should not be responsible for the delay in pursuing his appeal

BK 23/11/97

Rec'd 10/11
Rec'd with No. 2516
20-11-97.

Encl. to H.H. 25/11/97. No. 1516

MYSORE DEWAN'S OFFICE.
PETITION DEPARTMENT.
RECD. No. 1516 R
DATE 20-11-97

To.

The Secretary
General and Rev: Department
Mysore Government
Bangalore

Sir.

With reference to your endorsement No. 1057 dated 8th November 1897, Petition Department, directing me to send the original Petition dated 5.7.97 received from Anekal and also to explain the reason for the delay of 6 years in preferring this appeal, I beg to state that the Petitioner appears to have sent one, Mr. Adeline to the Commissioner's office to present it when I appointed to Anekal, against the order of the Amildar of Chalamangala, and that I am in no way to blame for the long delay, as it was only recently that I got final orders disposing of the Petition. If you will kindly

Wir Sg Call pö die Accords mit France
Bern, d'Aar Biel, Yen Still die Schiffahrt
Stat d'Aar ent. suspendirt pö die
delay.

d'Ley Baumann
Y
Yan Bern Assistent Bernard

Hôtel de ville
15 Novembre
1892

C. Ritter Ing.
Président

Pet 705 Pr (8) 15-12-97.

MYSORE DEWAN'S OFFICE

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Appeal Petition No. 1316 dated 13-12-97 received at the Dewan's Office from V. Narayana Pillai Contractor Chikballapur, appealing against the order of the Civil Judge, Bangalore dismissing his suit to give pety a piece of land near the Doddaballapur Railway station on the ground that the land is 2 miles from the Station

is forwarded, together with its four enclosures, to the Deputy Commissioner of the Bangalore District for submission of the entire proceedings connected with the case, together with a full report of the facts of the case, and on the points urged in the petition.

2. The petition with its enclosure should be returned.

By order,

for Chief Secretary.

BANGALORE,

14/15-12-1897

13/12/97

M.G.C.P.B.—25-4-95—1,000

(C) Pd. and Connected papers
705 put up

Genl: Rds

Please put up the
other Rep: alluded to
in the letter

AK
21/7/98.

* File ending with 6192 &
180 returned
24-9-91 & 4-12-91
23/8/91

* Letter from Supdt. and also a
printed form Copy of the Proceedings
No 46 24-35 B 24 of Bangalore.
ex 115

Sd 22-7-98

RV 23/7/98

S.B. 22/7/98

S.B. Rec'd

25/7/98
mg 7

27/7/98

S Rec.

165

Sub Dept (C)

27/9/98

964.

W 5/7/98

9-9-98

(110.)

(4)

REVENUE DEPARTMENT
Gl. No. 455
JUL 20 1898
1895
MAIN OFFICE

From

The Dy. Commissioner of the
Bangalore District

To

The Secretary to
Govt. of Mysore
Revenue Department

Dated 18th July 1898

Despatched

Received

General No.

No. 277.

Enclosure No. 1 file

Subject: Grant of
Inam Site No. 2 in
Block No. 11

Regarding petition
from C. M. Narayana
Rao, Amildar of the
Nelamangala Taluk
praying certain
objections to Inam
site No. 2 in Block No. 11 in the
Nelamangala Taluk.

The Lands in question were not needed for the Railway Station. They were first offered to Government and purchased by Official Trustees. The grant of the Lands was made on condition that we shall first claim for and obtain compensation if they were wanted for the Railway. The Govt. did not agree to the grant on the condition but the Company's agent took up the condition and the Govt. refused to make the grant. Hence the appeal.

The Rep. of the Railway authorities that the Lands were not req. for them as stated so far back as 1891 — Nearly 8 years have elapsed — All the objections & circumstances exist the same as they did in 1891 — The Railway Authorities have not given any reasons why the Lands are required for the Railway now, in contravention of their statement above stated, and as no Rep. has been received from the Railway Authorities, I am of opinion that the Petition

21/7/98

D No 77.

18th July 8

Rec'd

To

The Secretary to the
Government of Mysore
General and Revenue Department

Sir,

I reply to your official Memo
No Rev 705 of the 10th December 97, for-
-warding for report, petitions from
Mr C. S. Narayana Row, Amildar
of the Nagamangala Taluk, pleading
against this office order declining
to grant certain lands applied for
by him, on the ground that they
are within 1/2 a mile from the
Railway station at Doddabele in
the Nelamangla Taluk, I have the
honor to state as follows:—

2. In June 1897, the petitioner ap-
-plied for the grant of Survey Nos
19 and 20 in the Gollahalli village,
measuring 21 acres 33 guntas, and
11 acres 8 guntas, respectively. The
lands were sold to him by auction
in

in the Government Order prohibiting the grant, for cultivation, of land situated within half a mile of Railway stations, was issued by Government in November 1887. (Vide Proceedings No. 162-165 dated the 21st November 1887). On November 1887, the petitioner applied for survey No. 4, measuring 11 acres 21 guntas in the Bodaki village, the darkhast on which was rejected, as the land is situated within half a mile of the Railway station at Bodaki. But the petitioner renewed his application, offering to give up the land without claiming any compensation, whenever the Government required it. The Railway authorities were consulted as to whether the land would be required by them. They replied that it was not and it would not be needed by them. (Vide Chief Secretary's docket No. 6192 of the 21st August 1890). The land was then put up to auction and the petitioner purchased it for Rs 57/-. The sale was confirmed by the

the then Deputy Commissioner on the 11th January 1892. The petitioner again applied in January 1893 for the marginally noted lands in the Sadiala Village. The lands were sold by auction and were bought by the applicant for Rs 2/-. (applicant) was asked if he would agree to give them up without compensation if they were wanted by Government, but he stated that he did not want the lands, on the above condition. (applicant) after — wards agreed to the condition, but their grant was rejected by the then Deputy Commissioner, Mr. Bir Khyat Ali, in January 1894, in accordance with the prohibitory order of Government, and the amount realized at the sale, previously conducted by the Amildar, was refunded to the applicant. In the time of Mr. V.A. Harthington, the petitioner renewed his application. After enquiry I am decided that the order of Mr. Bir Khyat Ali could not be interfered with

January 94							
15	Garden	"	28			Rs - 15 - 0	
16	— do —	"	38			2 — 12 — 0	
17	— do —	"	1 - 31			4 - 8 - 0	
						5 — 4 — 0	

with. Against this, the petitioner has appealed to Government.

3. It will be observed from the petitions presented to this office by Srn. Narayan Row, that he says nothing of giving up the land to Government without any Compensation, whenever required, but in his petition to Government he states that he will take the lands on that condition.

4. The records of the case together with petitions received with the reference most respectfully are returned

I have the honor to be
Sir
Your most obedient servant

[signature]

Dy. Commissioner,
Bangalore District.

mus

(5)

Proceedings of the Tahsildar of Mysore

LR62-97-5

Read:-

Petn No 1064 dated 18th October 1997, of C. V. Narayana Rao, Archaka of the Shikkeshwara Salute, appealing against the order of the Dy Collr, Bangalore Dt refusing to grant petn's Sl. Nos 15, 16 and 17 of Doddakeli, applied for by him for cultivation on the ground that the lands situate within 1/2 a mile from the Railway station

2. Letter No 77 dated 18th July 1998, from the Dy Collr, Bangalore Dt reporting on the above

3 The records of the case

Order

The lands in question were not needed by the Railway authorities. They were put up to auction and purchased by the petitioner for Rs 91/- in 1993. The grant of the lands was made on

28-9-98
10-9-98

Issued
Hereby cancelled as stated in the order and the lands now applied for

on condition that the (Petr)
should give them up
without compensation
if they were wanted. Petr
did not agree and the
grant was refused. He
subsequently agreed to
act up to the condition
but the Dy Comr (Mr Shujat
Ali Khan) refused to make
the grant. The petr has
appealed accordingly.

Order sheet — W.P. 1976/P.193 dt 9.5.98

It is observed
that the reply of the Railway
authorities that the land
was not required by them
is dated 30 Jan 1981.
nearly 8 years have elapsed.
The Dy Comr is requested
to ascertain and report afresh early
whether the land still
is required by the
Railway authorities and
whether there is any objection
to the same being granted
to Narayana Rao, (Petr) merely
for cultivation on the condition
above stated.

Sd/-
for Secretary.

To The Dy Comr, Bangalore Dist with records.

+ 23-8 Sd/-
(2)
10-9-98

LR. 6-97-6

Subd

27.6.99

Rec'd 26th inst with copy m.s. 7/89

Subd to 2nd Committee

Dr 20/7/89.

Rd 6.30 pm. 10.7.99

Graphic Rapid

Recd 14.7.99

Rec'd 15/7/99

Dr 18/7/99

8119

Pol 468

1899

From The Resident Commissioner Brandenbatte

R3938

To The Secretary to the Govt of Papua for Lieut Governor

Dated 1st

Despatched 29th June

Received

General No.

No. 1235

Enclosure No. 1 file of papers

Govt Order No 1976 Rs 1937

1st Sept 1898

States that there is no objection to survey Secs 15, 16 & 17 of Block situated within 1/2 a mile of the Reg: Station Being sole for cultivation

Pet

21.6.99

Read 29/6. Rec'd from Res: Brandenbatte 26/6/99.

D. No. 1238

Re: Jail Repairs

Bangalore District
Dy. Commissioner's Office
Bangalore, 17 June 1899.

To,

The Secretary to the
Government of Mysore
Rev: & Genl Departments

Sir,

With reference to Government-Order No. 1976-Fet.-98 of the 9th September last, calling for certain particulars regarding the application of Venkatarama Rao Amildar of the Tirthahalli taluk for Survey Nos. 5, 6 and 7 of Doddele, situated within half a mile of the Railway Station, I have the honor to report that the Railway Authorities were twice consulted and have stated that there is no objection to the grant of these lands for cultivation. Vide Your C/No. 3362/3877 of 2nd June 1899,

1899, estimating the same. From the
Vernacular file on the subject it
is seen that these lands have matured
in them and are now included
in List B, prescribed in Rule XX
of the Land Revenue Rules. The
applicant has agreed to surrender
these lands to Government with-
out Compensation if they should
at any time be wanted. I am,
therefore, of opinion that these lands
may be leased, under the
darkhast rules, for cultivation
on the above conditions.

I have the honor to be
Sir
Your most obedient servant

Dy. Commissioner,
Bangalore District.

14.5.

(7) Draft

Read
(1) Petn No 1007 of 1892-93
from C.V. Narain Rao
and Ors of the Thothakk
amd Ors objecting against
the order of the Dy Comr,
Bangalore dt declining
to grant to the petr for
cultivation Sy Nos 15, 16 &
of Dodbele in the Nelamangala Taluk
on the ground
that the said lands are
situated within ½ a mile
from the Rly Station
(2) Correspondence ending
with the letter No 1238
dt 17/6/93 from the Dy
Comr, Bangalore Dt
(3) Records of the case

Order thereon

As the Railway Dept

La 62-97-7

(8) P

No 584 dt 18.7.93
F.F 4-93

has no objection to the
grant of the aforesaid
lands for cultivation, sanction
is accorded to them
in principal under the
Darkhast Rules subject
to the condition that
the purchaser will
be required to bind
himself to relinquish
the lands unconditionally
should they be hereafter
required for Railway
purposes. A remark
to this effect will be
entered in the Khatoon
Patrick of the Village

Sec'y

14.7.99

10/7/99

To Asst Commr Bangalore
Dist with Papers

20/7/99